

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1008 be amended to read as follows:

- 1 Page 27, between lines 18 and 19, begin a new paragraph and insert:
2 "SECTION 29. IC 36-8-9-3 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 3. (a) The board
4 consists of three (3) commissioners appointed by the town legislative
5 body. The commissioners must be of good moral character and legal
6 residents of the town. Not more than two (2) of the commissioners may
7 be of the same political party. All three (3) commissioners shall be
8 appointed ~~in January following the general or primary election at which~~
9 ~~the trustees' action is ratified as specified in the ordinance creating~~
10 **the board.** One (1) commissioner serves for one (1) year, one (1)
11 commissioner serves for two (2) years, and one (1) commissioner
12 serves for three (3) years. On January 1 of each year one (1)
13 commissioner shall be appointed to serve for a term of three (3) years.
14 Each commissioner is subject to removal by the legislative body for
15 any cause that the legislative body considers sufficient.
16 (b) After the initial appointment of the three (3) commissioners, the
17 town legislative body may, by ordinance, increase the size of the board
18 by providing for the appointment of two (2) additional commissioners.
19 The commissioners must be of good moral character and legal residents
20 of the town. The additional commissioners may not be members of the
21 same political party. Each additional commissioner shall be appointed
22 to serve for a term of three (3) years, however the initial appointment
23 need not be for three (3) years if the town legislative body adopts, by

1 ordinance, a staggered system for the terms of the additional members.
2 The terms of additional members begin January 1 following the date of
3 their appointment. Each commissioner appointed under this subsection
4 is subject to removal by the legislative body for any cause that the
5 legislative body considers sufficient.

6 (c) Before entering upon his duties, each commissioner shall take
7 and subscribe an oath of office before the clerk of the county in which
8 the town is located. Each commissioner shall also take and subscribe
9 before the clerk the further oath or affirmation that, in each
10 appointment or removal made by the board to or from the town police
11 department under this chapter, he will not appoint or remove a member
12 because of the political affiliation of the person or for another cause or
13 reason other than that of the fitness of the person. The oath and
14 affirmation shall be recorded and placed among the records of the
15 court.

16 (d) Each commissioner shall give bond in the penal sum of five
17 thousand dollars (\$5,000), payable to the state and conditioned upon
18 the faithful and honest discharge of his duties. The bond must be
19 approved by the legislative body.

20 (e) The salary of the commissioners shall be fixed by the legislative
21 body and is payable monthly out of the treasury of the town."

22 Renumber all SECTIONS consecutively.

(Reference is to HB 1008 as printed January 19, 2000.)

Representative Ayres